

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ALEX BERENSON,

Plaintiff,

v.

JOSEPH R. BIDEN, JR., et al.

Defendants.

Case No: 1:23-cv-03048

**AFFIDAVIT OF SERVICE**

The undersigned attorney for Alex Berenson, being first duly sworn, deposes and says:

1. That Defendant, Joseph R. Biden, Jr., has been duly served with the Complaint and Summons in the above captioned matter, filed in Southern District of New York, in accordance with the provisions of Rule 4 of the Federal Rules of Civil Procedure. On May 2, 2023, I caused a copy of the Complaint and Summons to be sent to Joseph R. Biden, Jr., via Certified Mail, tracking number **7022 2410 0003 3708 0148** to Joseph R. Biden, Jr., President of the United States, c/o Attorney General of the United States, U.S Department of Justice, 950 Pennsylvania Ave. NW, Washington DC 20530-0001. Such delivery in fact occurred on May 8, 2023, and is evidenced by the Delivery Confirmation Attached hereto as **Exhibit “A.”**
2. That Defendant, Robert Flaherty, has been duly served with the Complaint and Summons in the above captioned matter, filed in Southern District of New York, in accordance with the provisions of Rule 4 of the Federal Rules of Civil

Procedure. On May 2, 2023, I caused a copy of the Complaint and Summons to be sent to Robert Flaherty, via Certified Mail, tracking number **7022 2410 0003 3708 0162** to Robert Flaherty, Director of Digital Strategy, c/o Attorney General of the United States, U.S Department of Justice, 950 Pennsylvania Ave. NW, Washington DC 20530-0001. Such delivery in fact occurred on May 8, 2023, and is evidenced by the Delivery Confirmation Attached hereto as **Exhibit “B.”**

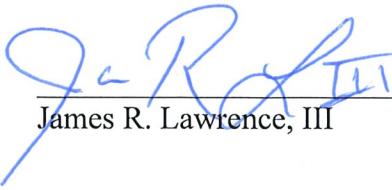
3. That Defendant, Vivek Murthy, M.D., has been duly served with the Complaint and Summons in the above captioned matter, filed in Southern District of New York, in accordance with the provisions of Rule 4 of the Federal Rules of Civil Procedure. On May 2, 2023, I caused a copy of the Complaint and Summons to be sent to Vivek Murthy, M.D., via Certified Mail, tracking number **7022 2410 0003 3708 0209** to Vivek Murthy, M.D., Surgeon General, c/o Attorney General of the United States, U.S Department of Justice, 950 Pennsylvania Ave. NW, Washington DC 20530-0001. Such delivery in fact occurred on May 8, 2023, and is evidenced by the Delivery Confirmation Attached hereto as **Exhibit “C.”**
4. That Defendant, Andy Slavitt, has been duly served with the Complaint and Summons in the above captioned matter, filed in Southern District of New York, in accordance with the provisions of Rule 4 of the Federal Rules of Civil Procedure. On May 3, 2023, I caused a Waiver of Service of Summons to be sent to Michael Dore counsel for Andy Slavitt. File-stamped Waiver Attached hereto as **Exhibit “D”.**
5. That Defendant, Scott Gottlieb, M.D., has been duly served with the Complaint and Summons in the above captioned matter, filed in Southern District of New

York, in accordance with the provisions of Rule 4 of the Federal Rules of Civil Procedure. On April 20, 2023, co-counsel David J. Hoffman caused a Waiver of Service of Summons to be sent to James P. Rouhandeh, counsel for Scott Gottlieb, M.D. File-stamped Waiver Attached hereto as **Exhibit “E”**.

6. That Defendant, Albert Bourla, PH.D., D.V.M., has been duly served with the Complaint and Summons in the above captioned matter, filed in Southern District of New York, in accordance with the provisions of Rule 4 of the Federal Rules of Civil Procedure. On April 20, 2023, co-counsel David J. Hoffman caused a Waiver of Service of Summons to be sent to James P. Rouhandeh, counsel for Albert Bourla, PH.D., D.V.M.. File-stamped Waiver Attached hereto as **Exhibit “F”**.

Further Affiant Sayeth Not.

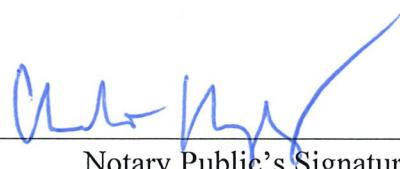
By:

  
James R. Lawrence, III

Wake County, North Carolina

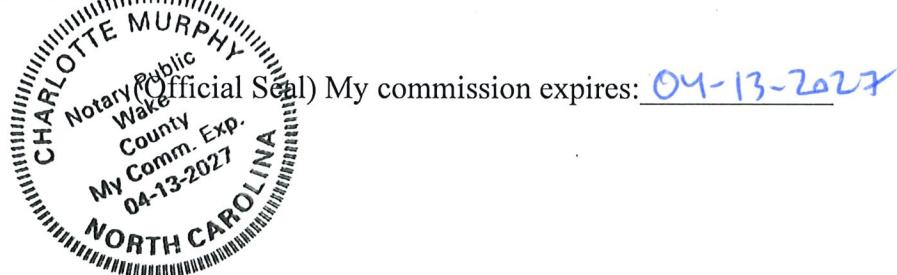
Signed and sworn to (or affirmed)  
before me this day by James R. Lawrence, III

Date: 06-13-2023

  
Notary Public's Signature

Charlotte Murphy

Notary Public's Printed Name



Respectfully submitted the 13<sup>th</sup> day of June 2023.

By: /s/ James R. Lawrence, III

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**CERTIFICATE OF SERVICE**

I hereby certify that on this day a copy of the foregoing **AFFIDAVIT OF SERVICE** was served upon all counsel of record through the Court's CM/ECF systems.

This the 13<sup>th</sup> day of June, 2023.

By: /s/ James R. Lawrence, III  
James R. Lawrence, III (Pro Hac Vice)